NO. 25825

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

BRUCE RIOS, Petitioner-Appellant, v. STATE OF HAWAI'I, Respondent-Appellee

APPEAL FROM THE FIRST CIRCUIT COURT (S.P.P. NO. 02-1-0083)

ORDER OF AMENDMENT

(By: Burns, C.J., Lim and Foley, J.J.)

IT IS HEREBY ORDERED that the Summary Disposition Order of the court filed on February 4, 2005, is amended on page 2 by substituting Daniel H. Shimizu as counsel for Respondent-Appellee State of Hawai'i in place of Alexa D.M. Fujise.

The Clerk of the Court is directed to incorporate the foregoing changes in the original opinion.

DATED: Honolulu, Hawai'i, February 8, 2005.

Chief Judge

Associate Judge

Associate Judge